

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

----- X
MICHAEL RUBIN,

Plaintiff,

- against -

MF GLOBAL, LTD., et al.,

Defendants.
----- X

08 Civ. 2233 (VM)

USDS SDNY DOCUMENT ELECTRONICALLY FILED DOC #: _____ DATE FILED: <u>4-9-08</u>

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SUNSHINE WIRE AND CALBE DEFINED
BENEFIT PENSION PLAN TRUST,

Plaintiff,

- against -

MF GLOBAL, LTD., et al.,

Defendants.
----- X

08 Civ. 2867 (VM)

ORDER

VICTOR MARRERO, United States District Judge.

Upon review of the complaints and other papers filed with the Court in connection with the cases captioned above, the Court noted that the complaints describe the same or substantially similar underlying events and operative facts, and assert the same or substantially similar causes of action against all or most of the same defendants. Accordingly, it is hereby

ORDERED that the Clerk of Court is directed to consolidate the two cases captioned above for all purposes;

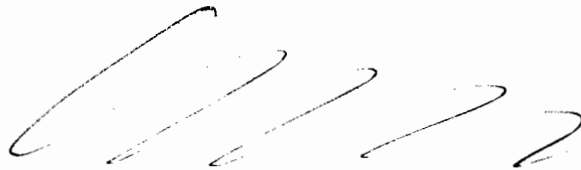
and it is further

ORDERED that all filings in connection with the consolidated action be docketed against the remaining lower number case, 08 Civ. 2233; and its finally

ORDERED that the Clerk of Court close the referenced higher numbered case, 08 Civ. 2867, as a separate action and remove it from the Court's docket.

SO ORDERED.

Dated: NEW YORK, NEW YORK
9 April 2008

A handwritten signature in black ink, consisting of several loops and a final flourish, positioned above a horizontal line.

VICTOR MARRERO
U.S.D.J.

MEMORANDUM

DATE: 04/07/2008

TO: **UNIT:** Case Processing

FROM: MDL Unit/Case Processing

SUBJECT: ASSIGNMENT OF A CASE AS RELATED.

RE: 08 CV 2867 SUNSHINE -V- MF GLOBAL

The above action is assigned to Judge MARRERO
from the unassigned docket as related to 08 CV 2233
The case processing clerk shall prepare and file an original Notice
of Assignment and mail copies to each attorney of record.

***Designated Magistrate Judge ELLIS

cc: Judge MARRERO